SINGLE BENCH (1)

03

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO.1799 OF 2005

PETITIONERS

DEFENDANTS

1. Kalashashi Bishwas, son of Sudhanna, aged about 45 years, resident of – Bayasi Colony, Dharamjaigarh, Distt. Raigarh (C.G.) (**D E A D)**

1.1 Smt Gyanoda, widow of Late Kalashashi Bishwas, aged about 70 years (**D E A D)**

1.2 Sushil Kumar, aged about 55 years, son of Kalashashi,

1.3 Smt. Kutorani, wife of Mangal Choudhari, aged about 52 years,

1.4 Sunil Kumar, son of Kalashashi (**D E A D)**

THROUGH – LEGAL HEIRS

1. Smt Malati, widow of Late Sunil Kumar, aged about 42 years, resident of Bayasi Colony,

2. Seema, daughter of Sunil Kumar, aged about 32 years,

P.R. No. 1885/05 Presented by Shri A.H. Bhakta dated 26/09/05

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3. Sushma, daughter of Sunil Kumar, aged about 30 years,

4. Sulabha, daughter of Sunil Kumar, aged about 28 years,

5. Sheela aged about 26 years, daughter of Sunil Kumar

6. Basudeo, aged about 22 years, son of Sunil Kumar,

7. Asha, daughter of Sunil Kumar, aged about 20 years,

Sl.No. 1, 6 and 7 are resident of Bayasi Colony.

Sl. No. 2 & 3 are resident of Durgapur Colony.

Sl. No.4 R/o Dharamjaigarh Colony, Raigarh.

Sl. No. 5 resident of Rajpur, Tah. Lailunga, Distt. Raigarh (C.G.)

1.5 Smt Jankirani, widow of Nakul, aged about 45 years,

1.6 Nikhil Kumar son of Shri Kalashashi Bishwas, aged about 42 years,

1.7 Badal Kumar, son of Shri Kalashashi Bishwas, aged about 40 years,

1.8 Amal Kumar, son of Kalashashi Bishwas, aged about 38 years,

Sl. No. (1.1 , 1.2, 1.4 to 1.8) are resident of Baisi Colony, Tah. Dharamjaigarh, Distt. Raigarh.

Sl.No. 1.3, resident of Bangali Colony, Ambikapur, Distt. Surguja (Chhattisgarh)

VERSUS

RESPONDENTS : Kalipad Bishwas, son of Shri Ananda
PLAINTIFFS Bishwas, aged about 12 years (Minor) through next friend – Surendra Mandal, son of Yadava Mandal, resident of Baisi, Punarvas Colony, Tah. Dharamjaigarh, Distt. Raigarh **(D E A D)**

THROUGH : LEGAL HEIRS

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

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मामला क्रमांक W.P.No.1799/05 सन् 2005

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	06.05.2005 Shri AN Bhakta, counsel for the petitioners. Shri Pankaj Shrivastava, Panel lawyer for the State. Heard on admission and M.(W.)P.No.1403/2005 for grant of interim relief. In Civil suit No.1-A/98, Civil Judge Class I, Dharamjaygarh, vide Order dated 21.02.2003 directed the plaintiff to incorporate the names and addresses of all the parties who were shown to be the party before Supreme Court in concerned Civil Appeal. The said order has been challenged in this petition under Article 227 of the constitution of India. During the argument the petitioner contended that he has no grievance in incorporating the names of legal heirs of the defendant. From the averment contained in the petition and documents annexed with it, it is clear that the plaintiff/respondent Kalipad Bishwas had died and in proceedings before the Hon'ble High Court the names of his legal representatives were brought , who were shown to be contesting party in the cause title of Civil Appeal No.7297/2002 in Supreme Court. Taking into account the said fact learned lower Court did not commit any illegality or irregularity, which requires any correction or	

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BILA
Dt:

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
padma	modification, hence the impugned order does not call for any interference. Therefore, the petition filed by the petitioner is dismissed. Accordingly, M.(W.)P.No.1403/2005 is disposed of. Sd/- V.K.Shrivastava Judge	